

Date: Fri, 11 Jun 93 12:37:28 PDT
From: Ham-Policy Mailing List and Newsgroup <ham-policy@ucsd.edu>
Errors-To: Ham-Policy-Errors@UCSD.Edu
Reply-To: Ham-Policy@UCSD.Edu
Precedence: Bulk
Subject: Ham-Policy Digest V93 #184
To: Ham-Policy

Ham-Policy Digest Fri, 11 Jun 93 Volume 93 : Issue 184

Today's Topics:

 Blind VE's (3 msgs)
 RESULT: rec.radio.amateur reorganization

Send Replies or notes for publication to: <Ham-Policy@UCSD.Edu>
Send subscription requests to: <Ham-Policy-REQUEST@UCSD.Edu>
Problems you can't solve otherwise to brian@ucsd.edu.

Archives of past issues of the Ham-Policy Digest are available
(by FTP only) from UCSD.Edu in directory "mailarchives/ham-policy".

We trust that readers are intelligent enough to realize that all text
herein consists of personal comments and does not represent the official
policies or positions of any party. Your mileage may vary. So there.

Date: Fri, 11 Jun 1993 15:47:49 GMT
From: swrinde!gatech!asuvax!ennews!enuxva.eas.asu.edu!shandrow@network.UCSD.EDU
Subject: blind Ve's
To: ham-policy@ucsd.edu

There are some aspects to this situation which have not yet been
considered. Everyone is talking about how the blind are either
competent or incompetent to administer an examination. However,
isn't it more likely that there are members of both groups, the
sighted and the blind, who are incompetent? It is not fair to
assume that the blind are the incompetents. How many sighted VE'S
have been unable to detect cheating? I'm sure there are some. What
is the percentage? Now, how many blind VE'S were unable to detect
cheating? What is the percentage? I don't think there is much of a
difference. Of course, these results would need to be verifiable
and not simply fabricated to fit the needs of whoever does the
survey. Currently, there is no method, other than the requirement
that the RE be advanced or extra class in license rank, to
determine a person's competency to be a VE. Therefore, it would be
inappropriate and discriminatory to place any different standard on
us blind amateur operators. Taken in the full scheme of things, VE

work requires much concentration and the ability to keep track of several different events at one time. For example, there may be 3 or 4 VE'S watching over several exams. Not only this, they must watch these applicants to ensure they are following the rules. Also, the VE'S must grade exams and fill out CSCE'S. All of these detracts from the ability of the sighted VE to always watch applicants. In other words, nothing is perfect. There is no reason, that a blind person wouldn't be able to do these things just as effectively as the sighted. We will not get into the merits of the alternative techniques that we use since this has already been hashed over. I'll certainly expand upon this point if I come up with any new ideas. In summary, if the VEC'S and the FCC are worried about the competency of the volunteer examiners then a test should be devised for all prospective VE'S regardless of whether or not they are sighted. It is also important that the sighted allow us to use our alternative methods, which are just as good, for the job rather than assume that these methods do not work. The sighted have no business telling us they don't work when they themselves do not possess the necessary experience to make these judgements. It is interesting that we are being accused of incompetence in a nation where innocence is assumed until otherwise proven guilty. Basically, in order to consider us incompetent the VEC and the FCC must be able to produce conclusive evidence that shows this. It seems that this cannot be done because we are being found guilty and receiving a punishment before the trial.

Date: Fri, 11 Jun 1993 15:53:49 GMT
From: swrinde!gatech!asuvax!ennews!enuxva.eas.asu.edu!shandrow@network.UCSD.EDU
Subject: blind Ve's
To: ham-policy@ucsd.edu

There are some aspects to this situation which have not yet been considered. Everyone is talking about how the blind are either competent or incompetent to administer an examination. However, isn't it more likely that there are members of both groups, the sighted and the blind, who are incompetent? It is not fair to assume that the blind are the incompetents. How many sighted VE'S have been unable to detect cheating? I'm sure there are some. What is the percentage? Now, how many blind VE'S were unable to detect cheating? What is the percentage? I don't think there is much of a difference. Of course, these results would need to be verifiable and not simply fabricated to fit the needs of whoever does the survey. Currently, there is no method, other than the requirement that the RE be advanced or extra class in license rank, to determine a person's competency to be a VE. Therefore, it would be inappropriate and discriminatory to place any different standard on

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Date: Fri, 11 Jun 1993 15:39:43 GMT
From: usc!howland.reston.ans.net!gatech!asuvax!ennews!enuxva.eas.asu.edu!
shandrow@network.UCSD.EDU
Subject: Blind VE's
To: ham-policy@ucsd.edu

There are some aspects to this situation which have not yet been considered. Everyone is talking about how the blind are either competent or incompetent to administer an examination. However, isn't it more likely that there are members of both groups, the sighted and the blind, who are incompetent? It is not fair to assume that the blind are the incompetents. How many sighted VE'S have been unable to detect cheating? I'm sure there are some. What is the percentage? Now, how many blind VE'S were unable to detect cheating? What is the percentage? I don't think there is much of a difference. Of course, these results would need to be verifiable and not simply fabricated to fit the needs of whoever does the survey. Currently, there is no method, other than the requirement that the RE be advanced or extra class in license rank, to

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Date: 11 Jun 1993 15:14:28 -0400
 From: bounce-back@uunet.uu.net
 Subject: RESULT: rec.radio.amateur reorganization
 To: ham-policy@ucsd.edu

The voting period for the rec.radio.amateur reorganization has ended as of 2359 GMT, 9 June 1993 (7 PM US Central Daylight Savings Time). The results are as follows:

rec.radio.amateur reorganization results - 307 votes

Yes	No	2/3?	>100?	Pass?	Group
202	91	Yes	Yes	Yes	rec.radio.amateur.digital.misc
179	110	No	No	No	rec.radio.amateur.digital.tcp-ip
186	97	No	No	No	rec.radio.amateur.dx
196	93	Yes	Yes	Yes	rec.radio.amateur.antenna

197	97	:	Yes	Yes	:	Yes	:	rec.radio.amateur.equipment
172	106	:	No	No	:	No	:	rec.radio.amateur.instruction
175	108	:	No	No	:	No	:	rec.radio.amateur.operating
194	93	:	Yes	Yes	:	Yes	:	rec.radio.amateur.homebrew
204	88	:	Yes	Yes	:	Yes	:	rec.radio.amateur.space
175	105	:	No	No	:	No	:	rec.radio.amateur.emerg-services
142	125	:	No	No	:	No	:	rec.radio.amateur.rdf

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In accordance with the Guidelines for Newsgroup Creation, the following groups will be created, barring any serious procedural objections, on or about Monday, 14 June 1993:

rec.radio.amateur.digital.misc
 amateur packet radio, RTTY, AMTOR, Clover and other digital amateur radio modes (This replaces rec.radio.amateur.packet and adds other digital modes to the subject)

rec.radio.amateur.antenna
 amateur radio antennas: theory, techniques and construction

rec.radio.amateur.equipment
 amateur radio equipment: manufactured products and modifications

rec.radio.amateur.homebrew
 amateur radio construction & experimentation

rec.radio.amateur.space
 amateur radio in space: amateur radio satellites, earth-moon-earth (EME) communications, space shuttle, MIR space station, etc.

The existing rec.radio.amateur.packet newsgroup will be removed on or about Tuesday, 14 September 1993.

Here are the individual votes cast. The list is in case-insensitive order of the voter's email address, and lists the address, name, and votes cast (the 11 characters at the end of each line are in the same order as the results text above). The address and name are as parsed by Ron Dippold's UseVote software, version 1.0. An attempt was made to mail an acknowledgement to each voter, with his vote as parsed by UseVote, but inevitably some bounced. I did not upgrade to later versions of UseVote because I did not wish to have to re-validate the process during a running vote. I have all of the email messages on file for all of the votes cast; if you're really intersted in them, drop me email and I'll make arrangements for transferring them.

rec.radio.amateur reorganization Final Vote Ack

"Bent Bagger, OZ6BL"bb@craynet.dk	YY-----YY--
) (cheech@ocean.med.unc.edu (Greg Young)	YYYYYYYYYYYY
a-kevinp@microsoft.com (Kevin Purcell (Rho)	NNNNYNNYYNY
A.D.S.Benham@bnr.co.uk	YY-----
aanineat@leland.Stanford.EDU	YYNNYNNNNYYY
abe@vic.cc.purdue.edu (Vic Abell)	YNNYYNNNNNN
acollins@uclink.berkeley.edu (Andy Collins)	YY-YY--YYYY
acourt@ncc.uky.edu	YYNNNNNNNNNN
ad815@yfn.ysu.edu (John S. Kennedy)	YYYYYYYYYYYY
ae1t@oz.plymouth.edu (Peter G. Drexel)	NNYYYYYYYYYY
agodwin@acorn.co.uk (Adrian Godwin)	NNYNNNNNNYNN
aj@sage.cc.purdue.edu (John Dormer)	YYYYYYYYYYYY
ak413@yfn.ysu.edu (James R. Hufford)	YYYYYYYYYYYY
Al_Brackett@DGC.MCEO.DG.COM	YYYYYYYYYYYY
anderson@optical.bms.com (Jay Anderson)	YYYYYYYYYYYY
andre@boombox.micro.umn.edu ("Andre" V. Thomas")	YYYYYYYYYYYY
andyw@aspen.cray.com (Andy Warner)	NNNNNNNNNNNN
angerhof@dsd.es.com (Norman Angerhofer)	YNNYYYYNNYN
anton@aaa.ine.philips.nl	NNYNY---YNN
arthurj@equinox.unr.edu (Art Johnson)	YYYYYYYYYYYY
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B10990@ANLVM.CTD.ANL.GOV ("GARY MYERS")	YYYYYYYYYYYY
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balamut@morris.hac.com (Morris Balamut)	YYYYYYYYYYYY
bandy@well.sf.ca.us (Andrew Scott Beals)	YYYYYYYYYYYY
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bobh@hpesoc1.cup.hp.com (Bob Headrick)	NNNNNNNNNNNN
bobw@col.hp.com (Bob Witte)	NNYNNNNYNNNN
bpathd@deincr.RAIDER.NET ("Teri Nelson [NOT DEE!])	YYYYYYYYYYYY
bpathj@deincr.RAIDER.NET ("W. Jane Billingsley, Owner by DAMN!")	YYYYYYYYYYYY
BR.SJE%RLG@Forsythe.Stanford.EDU ("Steve Eastman")	YYYYYYYYYYYY-
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btbg1194@uxa.cso.uiuc.edu (Bradley T Banko)	NNYNNYNNYYY-

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laborde@oak.Jpl.Nasa.Gov (Gregory R. LaBorde)	YYYYYYYYYYYY
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Jay Maynard, EMT-P, K5ZC, PP-ASEL | Never ascribe to malice that which can
jmaynard@oac.hsc.uth.tmc.edu | adequately be explained by stupidity.
 "If my car ran OS/2, it'd be there by now" -- bumper sticker

Date: Fri, 11 Jun 1993 17:27:07 GMT
From: usc!howland.reston.ans.net!gatech!asuvax!ennews!anasaz!misty!
john@network.UCSD.EDU
To: ham-policy@ucsd.edu

References <cole.186.739750617@soldev.tti.com>,
<1993Jun11.154230.12536@leland.Stanford.EDU>, <1vadaJINNg4e@crcnis1.unl.edu>
Subject : Re: NQ0I Loses Big PRB-1 Antenna Case

mcduffie@unl.edu (Gary McDuffie Sr) writes:

]But, how would you like it if all hams were told that they could only
]live in "this part of town" or "that part of town"? Maybe I don't like
]the view from that part of town. Maybe I don't want to have to
]timeshare the bands with all my neighbors because they are all hams
]and we live too close together.

Consider to the Phoenix metro area. The older neighborhoods have no
extant CC&r's (deed restrictions) and thus one is only limited by
the city zoning ordinances (typeically 70' without a special use permit).
But.... they are only in certain (mostly high crime) parts of town.

Everything else is "planned communities" which means your neighbors nose in in your face on everything you do. I live in one of those and had to submit paint chips to the CC&R architectural committee before painting my house. Annoying? Yes, but ranting and raving about it won't help.

]You're right, Kelly. It IS discrimination. But, without numbers, you]can't fight it. Only the rich and organized can fight this sort of]thing. What's where our illustrious ARRL should be putting its]efforts. The League needs to do something other than sit around and]get old.

The league does indeed work in this area. When we were fighting Phoenix antenna ordinance, they gave us legal help. They are watching the CC&R situation, and at some point it may be possible to argue that the CC&R "contracts" were signed under duress (ie, you have no choice) and thus that they are invalid.

>By the way, in my other post on this subject, I should have mentioned >that the day they try to come on my property and tell me I can't put >up an antenna is the day you will see the beginning of another Waco on >a smaller scale. Some of us are damned tired of being told what we can >and can't do on our own property.

Yeah, right! I'm sure your whole life is worth fighting for an antenna. Big words, but I don't believe you for a second.

--

John Moore NJ7E, 7525 Clearwater Pkwy, Scottsdale, AZ 85253 (602-951-9326)
john@anasazi.com ncar!noao!asuvax!anasaz!john anasaz!john@asuvax.eas.asu.edu
- - Support ALL of the bill of rights, INCLUDING the 2nd amendment! - -
- - Clinton: "Read my lips: We will bring utopia, at no cost to you!" - -

Date: Fri, 11 Jun 1993 17:16:23 GMT
From: usc!cs.utexas.edu!asuvax!ennews!anasaz!misty!john@network.UCSD.EDU
To: ham-policy@ucsd.edu

References <1993Jun10.160744.10341@leland.Stanford.EDU>, <john.739732048@misty>,
<1993Jun11.162258.29614@ncar.ucar.edu>
Subject : Re: NQ0I Loses Big PRB-1 Antenna Case

elmore@rap.ucar.edu (Kim Elmore) writes:

]In article <john.739732048@misty> john@anasazi.com (John R. Moore) writes:
>Actually, I'm not sure this ruling should be considered a defeat. Sure,
>the ham was defeated, but his request really was unreasonable. On the

]>other hand, the court seemed willing to use PRB-1 to allow a 35 foot tower
]>or a 60 foot crankup. That would be considered a serious victory in
]>many parts. This may actually set a good precedent in that regard.

] I'm sorry, but this reasoning escapes me, John. Is it that a
]125' tower is unresonable under any circumstance, that it's
]unreasonable around any other people, or that it's unreasonable on
]1.28 acres? Or is there another test for reasonability that I missed?

The PRB-1 test would be that it is a reasonable compromise between
communications ability and the mandates of the zoning board. It sounds
like it was to me. I agree that it is silly in a neighborhood with
high tensions lines, but did he argue ON THAT BASIS? In general, the
zoning authorities have absolute say over matters of safety, and
significant (way too strong IMHO) say over matters of aesthetics.
I can't see the property and thus cannot form a personal judgement on
the aesthetic aspects of it, but I'd be surprised if they weren't significant
for at least some people.

] NQOI wanted to feed the tower for 160 m operation and wanted
]to have an optimal antenna for the higher bands. He did a great deal
]of EM modelling, using high resolution terrain maps to determine how
]signals from different antennas at different heights might be affected
]by Fresnel effectts. It turns out that heights become critical near
]the Rockpile, especially when one is interested in DXing and DX
]contests. Here in CO, contests are won or lost based upon the ability
]to run JAs. The 125' height was optimal for all the pourposes NQOI
]had in mind.

As one who lives with far more serious restrictions, all I can say is
"gee, he didn't wan't much, did he?" The trend to censor all unnormal
uses of properties offends me, but I think in this case PRB-1 was applied
pretty well. And, it doesn't take a 125' height to put out a good signal
on 160m! Sure, he might squeeze out an extra quarter of a DB or so,
but that doesn't sound like a very strong legal argument.
I would be happy to live with what he was granted. Can you tell me
QUANTITATIVELY the difference between 35' and 125' on these
operations? In dB?

] Bear in mind that the 60' height offered by the County was
]unavailable within the limitations imposed. Is it reasonable that the
]antenna may only be used during hours of darkness (or during bona fide
]emergencies, as determined by the County)? Is it reasobale that no
]guys my be attached or visible during daylight hours? Frankly, I view
]these restrictions as at least onerous. Perhaps they sound reasonable
]to others...

They are better than nothing! Look, I'd love to have a 100' crankup.
I live in a neighborhood that allows NO antennas without approval, but

they have ignored my beam at 16 feet. Would it work better at 35 feet - sure! Would that be in the public good? Yes, I think my Hurricane Watch Net work is far more valuable to the public than someone's ability to work DX or win a contest! Am I fighting it? No. I had no real choice but to buy in an antenna restricted area, but my neighbors had no real choice but to live with me, so I accept it. I am quite sure that my putting up a 35 foot or 60 foot tower WOULD reduce property values here.

I think the time is coming where one can only put up a big tower if one lives out in the middle of nowhere or on old lots in cities that can't stop you. Keep in mind that special preservation districts (whether historic or scenic) have a higher standing in the court than zoning in ordinary neighborhoods. Guess where the good antenna sites are: SPD's (hilltops)!

] Must every amateur who wishes to put up anything besides a 3
]el tribander at 35' seek consensus from the amateur community that it
]is a "reasonable" thing to do before proceeding?

No one said he had to seek consensus from the amateur community! I was simply pointing out that PRB-1 appears to have WON, not lost in this case!

--

John Moore NJ7E, 7525 Clearwater Pkwy, Scottsdale, AZ 85253 (602-951-9326)
john@anasazi.com ncar!noao!asuvax!anasaz!john anasaz!john@asuvax.eas.asu.edu
"Only a planned economy can make full use of a nation's resources" - A. Hitler
Confiscation = "Contribution or Sacrifice" Tax = "Investment" - B. Clinton

Date: Fri, 11 Jun 1993 16:55:55 GMT
From: usc!wupost!gumby!destroyer!ncar!elmore@network.UCSD.EDU
To: ham-policy@ucsd.edu

References <cole.186.739750617@soldev.tti.com>,
<1993Jun10.232329.17773@ncar.ucar.edu>,
<1993Jun11.051940.3729@leland.Stanford.EDU>
Subject : Re: NQOI Loses Big PRB-1 Antenna Case

Must he? To be completely up front, there was originally another amateur involved who had irritated his neighbors. He lived in the same general area, but on the order of a mile away. He was (and as far as I know, still is) a monumental jerk; he never asked anyone anything. He *told* everyone about how it was going to be. He left the area after fouling the well.

While NQOI didn't initiate a formal review process with his

>and the federal interest. I fail to see what compromise was made in order
>to address the aesthetic and property value concerns of the neighborhood.

Actually, no compromises were *EVER* offered by the COunty.
The much vaunted "60' compromise" *WAS NEVER OFFERED BY THE COUNTY*.
It was propsoed by the planning commission and then rejected by the
County Commissioners. The COunty's version of a compromise was 35'.
Period.

What comprises a balnace between Federal and County interests
here, then? You must remember that this has gone on for 6 years;
unless you've been here, it is impossible to know just what all went
on from the Court's writing because 1) they can't put it all in there
and 2) the decicion is written so as to support their viewpoint;
non-aligned facts and insights will not be part of the document.

Look: NQ0I has no access to netnews. If you wish to take this
up with him, he has told me (minutes ago) that he would be happy to
give you as much detail as you wish. Here is his internet address:
DEVANS%ZODIAC@VAXF.Colorado.EDU.

>Finally, the size of the tower *is* important to the rest of us. PRB-1
>is at best a tenuous requirement that amateur needs be considered. Decisions
>lost when PRB-1 is invoked hurt us all, and it's especially shameful when
>such decisions could have been avoided, and particularly shameful when they
>are not as a result of technical need.

This presumes that PRB-1 ever had any teeth. As it was
written, it expecetd municipalities to "reasonably accomodate ... with
the minimum practicable regulation" amateur activities. Once you
learn just what has transpired here over the past 6 years, I believe
you will begin to understand just what Boulder has done to us. The
chances of ever seeing an antenna above 35' in unincorporated Boulder
County have dropped to about those of a snowball in July. Before
casting aspersions, get the *all* the facts. You may come away with
the same opinion, but maybe not.

End of Ham-Policy Digest V93 #184
